

MAY 16 2011

JULIA C. DUDLEY, CLERK
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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
DANVILLE DIVISION

UNITED STATES OF AMERICA) Criminal Action No. 4:09-cr-00029-2
)
v.)
) § 2255 ORDER
)
ELISSA SUE COX SMITH,) By: Hon. Jackson L. Kiser
Petitioner.) Senior United States District Judge

In accordance with the written memorandum opinion entered this day, it is hereby

ORDERED

that the United States' motion to dismiss is **GRANTED**; petitioner's 28 U.S.C. § 2255 motion to vacate, set aside, or correct sentence is **DISMISSED**; petitioner's motion for time to produce is **DENIED as moot**; a Certificate of Appealability is **DENIED**; and the action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to the petitioner and counsel of record for the United States.

ENTER: This 16th day of May, 2011.


Senior United States District Judge